

ASSIGNED

AMENDED

Nº 50546

## APPLICATION FOR PERMIT

## TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... JAN 23 1987  
 Returned to applicant for correction..... FEB 12 1987  
 Corrected application filed..... APR 6 1987  
 Map filed..... APR 6 1987

The applicant..... Santa Fe Pacific Mining, Inc.

P.O. Box 27019

....., of Albuquerque

Street and No. or P.O. Box No.

City or Town

New Mexico 87125

State and Zip Code No.

....., hereby make..... application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) June 8, 1979, State of Kansas

1. The source of the proposed appropriation is underground  
 Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 1.0 second-feet  
 One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for Mining, Milling, and Domestic  
 Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point NW¼ SW¼, Section 35, T.28N.,  
 Describe as being within a 40-acre subdivision of public  
R.32E., MDB&M, at a point from which the S¼ corner Section 2, T.27N.,  
 survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
R.32E., MDB&M bears S.13°E., a distance of 5,850 feet

6. Place of use Sections 34, 35, 36 T.28N., R.32E., MDB&M and Sections  
 Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
1 and 2 T.27N., R.32E., MDB&M

7. Use will begin about January 1 and end about December 31, of each year.  
 Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well, pump and distribution system  
 State manner in which water is to be diverted, i.e. diversion structure, ditches and  
 flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$80,000

10. Estimated time required to construct works two years  
 If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use five years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water from this location is to be comingled with other Santa Fe  
Pacific Mining, Inc. permits, for a total combined use of 1.0  
cfs. Water to be used for a heap-leaching mining complex

s/David Carlson

By David Carlson, Agent, Hydro-Search, Inc.  
333 Flint Street  
Reno, Nevada 89501

Compared cc/se pm/se

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 50546, 50547 and 50548 shall not exceed 235.906 million gallons annually.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 235.906 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 30, 1990

Proof of completion of work shall be filed on or before January 30, 1991

Application of water to beneficial use shall be made on or before December 30, 1993

Proof of the application of water to beneficial use shall be filed on or before January 30, 1994

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed IN TESTIMONY WHEREOF, I, PETER G. MORROS  
 State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed my office, this 30th day of December

Cultural map filed

Certificate No. AD 19 88 Issued State Engineer

CANCELLED 218 (Rev.) APR - 1 1997 BECAUSE OF FAILURE  
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

(PERMIT TERMS CONTINUED)

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The permittee shall submit to the State Engineer on a monthly basis the amount of water pumped from each well. This information shall be submitted no later than 15 days after the end of each month.

